



DOCKET NO: 19400/09143DIV

THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In Re Application of Schade, Deborah A. et al. |) | Examiner: Unknown |
| Serial No: 10/713,936 |) | Art Unit: Unknown |
| Filed: November 14, 2003 |) | Deposit Account: 50-2548 |
| Title: Use of Docosahexaenoic Acid |) | |
| And Arachidonic Acid Enhancing |) | |
| The Growth of Preterm Infants |) | |

INFORMATION DISCLOSURE STATEMENT TRANSMITTAL LETTER

Mail Stop DD
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R 1.56, 1.97 and 1.98, Applicant is submitting the art shown on the attached list for consideration by the Examiner. By this submission, it is not admitted that any of the listed references are, in fact, prior art. The Examiner is respectfully requested to make an independent search and evaluation of all relevant prior art.

This Information Disclosure Statement is being filed prior to the mailing of a first office action on the merits and, therefore, no additional filing fee or certification is required.

Respectfully requested,
NELSON MULLINS RILEY & SCARBOROUGH, L.L.P.

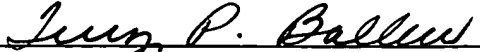
Robert S. Thomas
Registration No. 52,284

May 14, 2004
Date

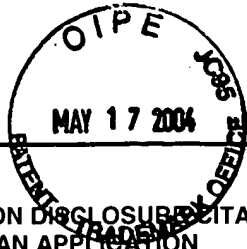
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I hereby certify that this paper, all attachments, and any fees are being deposited with the U.S. Postal Service as "First Class Mail" and is addressed: Mail Stop DD, Commissioner for Patents, P.O Box 1450, Alexandria, VA 22313-1450 on May 14, 2004.

Terry P. Ballew



(Name and signature of person mailing paper or fee)



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| Form PTO-1449 | | Docket Number Optional 19400/09143DIV | | Application Number 10/713,936 | | | | | | | |
| INFORMATION DISCLOSURE CITATION IN AN APPLICATION (Use several sheets if necessary) | | Applicant Schade, Deborah A. et al. | | Filing Date November 14, 2003 | | | | | | | |
| | | Examiner Unknown | | Group Art Unit Unknown | | | | | | | |
| U.S. PATENT DOCUMENTS | | | | | | | | | | | |
| EXAMINER INITIAL | DOCUMENT NUMBER | | | | | | DATE | NAME | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
| | 5 | 3 | 7 | 4 | 6 | 5 | 7 | 12/20/94 | Kyle | 514 | 547 |
| | | | | | | | | | | | |
| FOREIGN PATENT DOCUMENTS | | | | | | | | | | | |
| | DOCUMENT NUMBER | | DATE | | NAME | | CLASS | SUBCLASS | Translation | | |
| | EP 0231904 A2 | | 12.08.87 | | Schweikhardt et al. | | A23D | 5/00 | YES NO | | |
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| OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) | | | | | | | | | | | |
| | Innis, S.M.: "Essential fatty acid requirements in human nutrition" CAN.J.PHYSIOL.PHARMACOL., vol. 71, no. 9, September 1993, CANADA, pages 699-706 XP-002073826. | | | | | | | | | | |
| | Crozier, G.L. et al.: "Metabolism of long chain polyunsaturated fatty acids and infant nutrition" MONATSSCHRIFT FÜR KINDERHEILKUNDE, vol. 143, no. 7(SUPPL.2), 1995, Germany, pages 95-98, XP-002073827. | | | | | | | | | | |
| | Koletzko, B. et al.: "Fette in der Ernährung von Neugeborenen mit niedrigem Geburtsgewicht" MONATSSCHRIFT FÜR KINDERHEILKUNDE, vol. 143, no. 7(SUPPL.2), 1995, Germany, pages 99-104, XP-0022073829 (with English translation attached). | | | | | | | | | | |
| | Clandinin, M.T. et al.: "Assessment of the Efficacious Dose of Arachidonic and Docosahexaenoic Acids in Preterm Infant Formulas: Fatty Acid Composition of Erythrocyte Membrane Lipids" PEDIATRIC RESEARCH, vol. 42, no. 6, 1997, U.S.A., pages 819-825, XP-002073828. | | | | | | | | | | |
| EXAMINER | | | | | | DATE CONSIDERED | | | | | |
| EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant. | | | | | | | | | | | |